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9 FEDERAL NATIONAL MORTGAGE ASSOCIATION

10 UNITED STATES DISTRICT COURT

11 FOR THE CENTRAL DISTRICT OF CALIFORNIA

12
13 VINCENT J. DEROSA

) Case No. CV08-08100 GW (CWx)

) Assigned for all purposes to: The

14 Plaintiff,

) Honorable George H. Wu

15)

16) **JUDGMENT IN FAVOR OF**

17) **DEFENDANT FEDERAL**

18 vs.

19) **NATIONAL MORTGAGE**

20) **ASSOCIATION AND AGAINST**

21) **PLAINTIFF VINCENT J.**

22) **DEROSA**

23 FEDERAL NATIONAL MORTGAGE

24 ASSOCIATION;

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25 Defendants.

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26 This action came on for hearing originally on September 28, 2009 and
27 continued to October 19, 2009, the Honorable George H. Wu presiding, for the
28 purposes of Defendant FEDERAL NATIONAL MORTGAGE ASSOCIATION's
Motion for Summary Judgment or, alternatively, Partial Summary Judgment, and

1 the written submissions of the parties having been fully considered, the issues
2 having been duly heard and a decision having been duly rendered,

3 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:**

4 **1.** Judgment shall be, and is, entered in favor of Defendant FEDERAL
5 NATIONAL MORTGAGE ASSOCIATION and against Plaintiff VINCENT J.
6 DEROSA for the reasons set forth in the Court's Tentative Ruling of September
7 28, 2009, which is attached to the Court's Minute Order of September 28, 2009,
8 and the Memorandum in supplement to said Tentative Ruling, each of which
9 comprise the final ruling of the Court regarding the aforementioned Motion for
10 Summary Judgment. True and correct copies of the September 28, 2009 Minute
11 Order and the Memorandum are attached hereto and incorporated herein by this
12 reference as Exhibits "1" and "2", respectively;

13 **2.** Plaintiff VINCENT J. DEROSA shall, and does, take nothing by way
14 of his First Amended Complaint in the above-captioned action;

15 **3.** The above-captioned action be, and is, dismissed on the merits;

16 **4.** Defendant FEDERAL NATIONAL MORTGAGE ASSOCIATION,
17 as the prevailing party, recover its costs in against Plaintiff VINCENT J.
18 DEROSA; and

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1 **5.** Due to the Court's entry of Judgment in favor of Defendant
2 FEDERAL NATIONAL MORTGAGE ASSOCIATION and against Plaintiff
3 VINCENT J. DEROSA, as set forth herein, the Notice of Pendency of Action (Lis
4 Pendens) regarding the above-captioned action and recorded on December 26,
5 2008, in the Official Records of the Bureau of Conveyances for the State of
6 Hawaii as instrument no. 2008-193362, and regarding the real property
7 commonly known as: 20 Hui Road I, Unit 40, Lahaina, Hawaii 96761, shall be,
8 and is, effectively and immediately EXPUNGED and CANCELLED so as not to
9 constitute constructive or actual notice of any matter contained therein, or of any
10 matters relating to this above-captioned action, or create any duty of inquiry in any
11 person dealing with the real property described above after the date of recordation
12 of this Judgment.

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15 Dated: October 26, 2009



GEORGE H. WU, U.S. District Judge